

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA

UNITED STATES OF AMERICA,	)	INDICTMENT	CR 12-183 SRN/AJB
	)		
Plaintiff,	)	(18 U.S.C. § 922(g)(1))	
	)	(18 U.S.C. § 924(a)(2))	
v.	)	(18 U.S.C. § 924(d)(1))	
	)	(18 U.S.C. § 924(e))	
MICHAEL ALLEN SMITH,	)	(28 U.S.C. § 2461(c))	
	)	(26 U.S.C. § 5845(a))	
Defendant.	)	(26 U.S.C. § 5861(d))	
	)	(26 U.S.C. § 5871)	
	)	(26 U.S.C. § 5872)	

THE UNITED STATES GRAND JURY CHARGES THAT:

COUNT 1

(Armed Career Criminal in Possession of a Firearm)

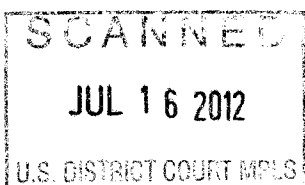
On or about April 28, 2012, in the State and District of Minnesota, the defendant,

**MICHAEL ALLEN SMITH,**

having previously been convicted of crimes punishable by imprisonment for a term exceeding one year, namely:

CHARGE	OFFENSE DATE	CONVICTION DATE	JURISDICTION
Murder in the Third Degree	July 22, 2000	April 3, 2001	Ramsey County, MN
Assault in the Fourth Degree	March 12, 2004	March 14, 2005	Washington County, MN
Assault in the Fourth Degree	August 7, 2005	March 28, 2006	Washington County, MN

did knowingly and intentionally possess in and affecting interstate and foreign commerce, a firearm, namely one (1) Browning, 20 gauge shotgun, Model Auto-5, serial number 01603PY161, in violation of



FILED JUL 16 2012  
RICHARD D. SLETTEN  
JUDGMENT ENTD  
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Title 18, United States Code, Sections 922(g)(1), 924(a)(2) and 924(e).

**COUNT 2**

(Possession of an Unregistered Firearm)

On or about April 28, 2012, in the State and District of Minnesota, the defendant,

**MICHAEL ALLEN SMITH,**

did knowingly possess a firearm, namely one (1) Browning, 20 gauge shotgun, Model Auto-5, serial number 01603PY161, with a barrel length of less than 18 inches, which firearm was not registered to him in the National Firearms Registration and Transfer record as required by law, in violation of Title 26, United States Code, Sections 5845(a), 5861(d), and 5871.

**FORFEITURE ALLEGATIONS**

Counts 1 and 2 of this Indictment are hereby realleged and incorporated as if fully set forth herein by reference, for the purpose of alleging forfeitures pursuant to Title 18, United States Code, Section 924(d)(1), Title 26, United States Code, Section 5872, and Title 28, United States Code, Section 2461(c).

As a result of the foregoing offense[s], the defendant shall forfeit to the United States pursuant to Title 18, United States Code, Section 924(d)(1), with respect to Count 1 of the Indictment, and pursuant to Title 26, United States Code, Section 5872, with respect to Count 2, any firearm with accessories or any ammunition

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involved in or used in the violations, including one (1) Browning, 20 gauge shotgun, Model Auto-5, serial number 01603PY161.

All in violation of Title 18, United States Code, Sections 922(g)(1), 924(a)(2) and 924(d)(1); Title 26, United States Code, Sections 5845(a), 5861(d), 5871 and 5872, and Title 28, United States Code, Section 2461(c).

A TRUE BILL

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UNITED STATES ATTORNEY

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FOREPERSON